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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(MBHB Case No. 02-090-B)

In re Application of:)
Bakthavatchalam et al.) Before Examiner:
Serial No. 09/910,442) Not yet assigned
Filed: July 20, 2001) Art Unit: 1614
For: Capsaicin Receptor Ligands)

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner of Patents
Washington, D.C. 20231

Dear Sir:

This prior art statement is filed under 37 C.F.R. §§1.97-1.98 in compliance with the duty of disclosure set forth in 37 C.F.R. §1.56.

In the judgment of the undersigned, the references listed on the attached Form PTO-1449 may be material to the Examiner's consideration of the presently pending claims. However, the references have not been reviewed in sufficient detail to make any other representation and, in particular, no representation is intended as to the relative relevance between references, whether cited in this statement or prior statements. This statement is not a representation that the listed references have effective dates early enough to be "prior art" within the meaning of 35 U.S.C. §102.

U.S. Documents

1. U.S. Patent 5,461,047, granted October 24, 1995.

Foreign Documents

2. EP 1 122 242 A1, published August 8, 2001.
3. WO 98/00402, published January 8, 1998.
4. WO 99/07672, published February 18, 1999.

Other Documents

5. Kwak et al., *Neuroscience* (1998) 86: pp. 619-626.
6. Liu and Simon, *Neuroscience Letters* (1997) 228: pp. 29-32.
7. Ohkubo and M. Shibata, *J. Dental Res.* (1997) 76: pp. 848-851.
8. Pan and Sun, *Tetrahedron Letters* (1998) 39: pp. 9505-9508.
9. Santos and Calizto, *Neuroscience Letters* (1997) 235: pp. 73-76.
10. Urban, et al. *Pain* 89 (2000) pp. 65-74.
11. Wu et al., *Gen Pharamcol* (1996) 27: pp. 151-158.

In accordance with MPEP Sections 609 and 707.05(b), it is requested the document cited (including any cited in applicant's specification which is not repeated on the attached Form PTO-1449) be given thorough consideration and that it be cited of record in the prosecution history of the present application by initialing on Form PTO-1449. Such initialing is requested even if the Examiner does not consider a cited document to be sufficiently pertinent to use in a rejection, or otherwise does not consider it to be prior art for any reason, or even if the Examiner does not believe that the

guidelines for citation have been fully complied with. This is requested so that each document becomes listed on the face of the patent issuing on the present application

Respectfully submitted,
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Dated: October 11, 2002

By:


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